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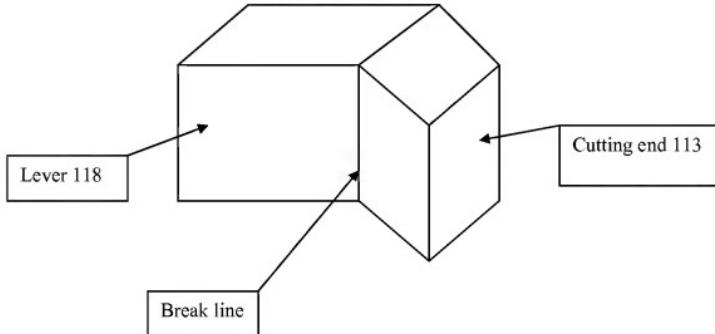
APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/765,391	01/28/2004	Anthony Di Bitonto	B0224.0079	2535
32172	7590	07/14/2010		EXAMINER
DICKSTEIN SHAPIRO LLP			NGUYEN, PHONG H	
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Continuation of 11:

The Applicant argues that the Fig. 5 shows a break line between the lever 118 and the cutting end 113, which indicates that the two elements are not connected. Therefore, the clipper is non-functional. This argument is not persuasive. The Specification does not disclose that it is a break line and the two elements are separated. Furthermore, the break line as argued is the line where the lever 118 and the cutting end 113 meet due to their non-linear arrangement. Therefore, the nail clipper is not functional as explained in the Final Office Action dated 04/05/2010.



The Applicant argues that the Examiner does not interpret the function of the nail clipper consistently with the description of the Specification. This argument is not persuasive. According to the Specification, the nail clipper is used for cutting nail. Therefore, the Examiner interprets the function of the nail clipper consistently with the description of the Specification.